

## TOWN BOARD MEETING

February 02, 2005

Supervisor Pagones opened the Regular Town Board meeting at 6:30 pm, Town Hall, 807 Route 52, Fishkill, New York and led the audience with the "Pledge of Allegiance".

Present: Supervisor Joan A. Pagones; Town Board members, Steve Ferguson, Ronald Leenig, Heather Malvarosa, Dennis Zack; Town Attorney, Ronald Blass; Town Engineer, John Andrews; Robert Feldman, Esq. Splashdown; Scott Bierce, Dorothy Dangerfield, Daniel Oberhauser, Azem Albra; and Town Clerk, Darlene Bellis

### PUBLIC HEARING(s)

none

### ANNOUNCEMENTS

#### Women Helping Women to fight Breast Cancer Fundraiser

Supervisor Pagones read (**copy attached to original minutes**) an announcement for the Women Helping Women to fight Breast Cancer Fundraiser to be held on February 13, 2005 sponsored by Mary Kay, Inc.

**Motion** made by Councilman Ferguson **to allow Mary Kay, Inc. to use the Town Hall building for their fundraiser. Seconded** by Councilwoman Malvarosa  
All Ayes  
Motion Carried

### APPROVAL OF MINUTES

Supervisor Pagones advised the Board the minutes for January 19, 2005 were distributed for their review and she would entertain a motion to approve said minutes.

**Motion** made by Councilman Zack **to approve the minutes of January 19, 2005 as submitted. Seconded** by Councilwoman Malvarosa  
All Ayes  
Motion Carried

### PRESENTATION(s)/DISCUSSION(s)

#### Splashdown

Supervisor Pagones asked if the local law amending the zoning map to change certain real property from R-40 to GB ready for adoption. She asked if the items that needed addressing were addressed.

Town Engineer, John Andrews, stated that the applicant is near the end, just waiting for a written confirmation to that fact, and should be ready for the next meeting.

**MOTION(s) TO APPROVE/ADOPT**

Bond resolution - revaluation of real property within Town of Fishkill  
Supervisor Pagones read (**copy attached to original minutes**) the bond resolution dated February 02, 2005 authorizing the payment of the expense of revaluation of the real property with the Town of Fishkill and the issuance of \$450,000.00 to pay the cost and made a **Motion to authorize the payment and issuance of \$450,000.00 to pay the cost of the revaluation of real property within the Town of Fishkill.** **Seconded** by Councilman Leenig

Roll Call:	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Amended irrevocable offer of cession - Brockway South - Phase 2  
Supervisor Pagones read (**copy attached to original minutes**) Amended Irrevocable Offer of Cession (Brockway South - Phase 2) for highway purposes.

Supervisor Pagones read (**copy attached to original minutes**) a resolution accepting the Amended Offer of Cession and authorizing the recording of the instrument with the clerk of Dutchess County in connection with modifications to Brockway Road South at the Waterfront in Fishkill and made a **Motion to approve the amended irrevocable offer of cession (Brockway South - Phase 2 - RPA Associates) as submitted.**

**Seconded** by Councilman Zack

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Fishkill Landing at the Waterfront DEIS review  
Supervisor Pagones asked if the Town Board is in a position to deem the DEIS for Fishkill Landing at the Waterfront complete.

Town Engineer, John Andrews, stated he was unable to connect with Ted Fink, Greenplan for coordination of review. He stated he should be ready for next meeting.

Lost Wheels Motorcycle Club request

Councilman Ferguson read (**copy attached to original minutes**) letter from Dan Armstrong, Sgt. At Arms, Lost Wheels Motorcycle Club requesting the use of Town Hall Parking lot for their annual Lost Wheels Poker Run, registration and start location to be held on Sunday, September 11<sup>th</sup>, 2005 and made a **Motion to allow Lost Wheels Motorcycle Club the permission to use Town Hall Parking lot for the registration and start location of their annual poker run to be held on Sunday, September 11, 2005.** **Seconded** by Councilman Leenig

Discussion - Councilwoman Malvarosa asked if it would conflict with any ceremonies the Town might have for September 11<sup>th</sup>.  
After discussion of possibility of conflict, it was state to hold off approving until they can find another home for that day.

Law Enforcement Systems, Inc. Parking Ticket Collection Processing  
Supervisor Pagones asked if this contract is ready for approval.

Councilman Ferguson read (**copy attached to original minutes**) a resolution approving the contract with Law Enforcement Systems, Inc. and authorized the Supervisor to sign said contract and made a **Motion to approve the contract and authorize the Supervisor to sign said contract.** **Seconded** by Councilman Leenig

Roll Call	Councilman Ferguson	aye
	Councilman Leenig	aye
	Councilwoman Malvarosa	aye
	Councilman Zack	aye
	Supervisor Pagones	aye

Motion Carried

Request to have closed

Supervisor Pagones read (**copy attached to original minutes**) a letter from Rick Keeley, President, Rolling Thunder, to have the beginning of Old Castle Point Road to the end of Old Castle Point Road closed and looking for assistance with traffic control on Route 9D and I-84 on 05/01/2005 for their Bike Blessing and Ride from Castle Point VA Hospital to Montrose VA Hospital.

Rick Keeley explained where and why the road is being requested to be closed. He stated that depending on how many riders they get, the State Police will provide some kind of escort.

**Motion** made by Councilman Ferguson **to approve the request to have part of Old Castle Point Road closed as submitted by Rolling Thunder. Seconded** by Councilman Zack  
All Ayes  
Motion Carried

Violators to be forwarded to court for court disposition

**Motion** made by Councilman Zack **to approve the list of violators to be forwarded to court for court disposition as submitted by Ed Peters. Seconded** by Councilman Ferguson  
All Ayes  
Motion Carried

Waiver of fee for Elmcrest Homeowners Association on 03/01/2005

Supervisor Pagones read (**copy attached to original minutes**) an application to use the Town Board meeting room on March 01, 2005 from the Elmcrest Homeowners Association to waive the fee for the use of the meeting room.

**Motion** made by Councilman Zack **to approve the fee being waived for the use of the Town Board meeting room on March 01, 2005 from the Elmcrest Homeowners Association as requested but security fee is still needed. Seconded** by Councilwoman Malvarosa  
All Ayes  
Motion Carried

2005 Service Contracts

Supervisor Pagones read (**copy attached to original minutes**) a request submitted by William Ratigan, Parks/Bldg. Superintendent to approve the 2005 Service Contracts he submitted.

**Motion** made by Councilman Zack **to approve the 2005 service contracts as submitted by William Ratigan, Parks/Building Superintendent. Seconded** by Councilwoman Malvarosa  
All Ayes  
Motion Carried

2005-2006 Unified Planning Work Program

Supervisor Pagones read (**copy attached to original minutes**) a memo from Kealy Salomon, Transportation Program Administrator in regards to the review of the preliminary draft 2005-2006 Unified Planning Work Program.

This was just an informational item.

Liquor License Renewal - Fishkill Golf

**Motion** made by Councilman Ferguson **to approve the renewal of liquor license submitted by Fishkill Golf. Seconded** by Councilman Leenig

All Ayes

Motion Carried

MOTION(s) TO ACCEPT RESIGNATION

Building Secretary - Dawn Gerald-Personeus

Supervisor Pagones read (**copy attached to original minutes**) letter of resignation from Dawn Gerald-Personeus as the Building Secretary to be effective 01-11-2005.

**Motion** made by Councilman Zack **to accept the resignation of Dawn Gerald-Personeus as submitted. Seconded** by Councilman Leenig

All Ayes

Motion Carried

MOTION(s) TO APPOINT

Maureen Kangas - ZBA Vice-Chairperson

**Motion** made by Councilman Zack **to appoint Maureen Kangas as the Vice-Chairperson for the Zoning Board of Appeals. Seconded** by Councilman Ferguson

All Ayes

Motion Carried

Environmental Board re-appointments

**Motion** made by Councilman Zack **to re-appoint Robert E. Hoose (12/31/2007), Simon Feilen (12/31/2007), Jinny Goff (12/31/2007), and Sandra Garcia (12/31/2007).** **Seconded** by Councilman Leenig

All Ayes

Motion Carried

**BUDGET TRANSFERS**

**Motion** made by Councilwoman Malvarosa **to approve the budget transfers as submitted as follows:**

Highway	\$ 385.	to cover the uniform allowance for Gary Nameth
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Comptroller	\$ 100.	to fund the Association of Towns training for the Deputy Tax Receiver
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**(copies attached to original minutes)**

**Seconded** by Councilman Zack

All Ayes

Motion Carried

**NEW and OLD BUSINESS**

Councilwoman Malvarosa

Dial-a-ride is very active, trying to revamp their services.

Councilman Zack

There was a meeting with fire companies, ambulances, and 911 emergency response personnel. As a result of the meeting, the Town now has three ambulance services.

Councilman Ferguson

none

Councilman Leenig

none

**PRIVILEGE OF THE FLOOR FOR PUBLIC COMMENTS**

**Motion** made by Councilman Zack **to go into the privilege of the floor for public comments.** **Seconded** by Councilman Ferguson

All Ayes

Motion Carried

Scott Bierce, 40 Sunset Hill West, stated he understood that the comprehensive plan will be coming out with a connector road for Sunset Hill East with Sunset Hill West. He stated he has a petition that strongly opposes such connection and handed the petition to the Town Board for the record.

Town Engineer, John Andrews, stated that he will look into this item.

Supervisor Pagones stated that she and this Board shares the same belief and feels that they would not be in favor of such a connector road.

Dorothy Dangerfield asked if her road would be closed so she could not get out during the Rolling Thunder's Bike Blessing and Ride event.

Rick Keeley stated yes but for a very short period of time, from 12:00 pm to maybe 12:45 pm.

**Regular Order of Business**

**Motion** made by Councilman Zack **to go back into the regular order of business.** **Seconded** by Councilwoman Malvarosa

All Ayes

Motion Carried

**ADJOURNMENT**

**Motion** made by Councilman Zack **to adjourn the meeting.** **Seconded** by Councilman Ferguson

All Ayes

Motion Carried

Meeting adjourned at 6:50 pm

Respectfully submitted,

Darlene Bellis,  
Town Clerk